

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA	§	
ex rel. John Becker,	§	
	§	CIVIL NO. 3:05-CV-627-L
Plaintiffs,	§	(Consolidated with 3:05-CV-2301-L)
	§	
vs.	§	ECF
	§	
TOOLS & METALS, INC., ET AL.,	§	Judge Sam A. Lindsay
	§	
Defendants.	§	

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NOTICE OF VOLUNTARY DISMISSAL

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PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Qui Tam Plaintiff JOHN BECKER hereby voluntarily dismisses this action, without prejudice and without costs, as against Defendants JHW GREENTREE CAPITAL, L.P. and ROBERT CHARTENER.

Respectfully submitted,

/s/ Thomas W. Mills, Jr.

Thomas W. Mills, Jr.  
State Bar No. 14167500  
[tmills@millsandwilliams.com](mailto:tmills@millsandwilliams.com)  
MILLS & WILLIAMS, LLP  
Premier Place, Suite 900  
5910 North Central Expressway  
Dallas, Texas 75206-5141  
Tel: (214)265-9265; Fax: (214)363-3167

and Co-Counsel

Phillip E. Benson (*Pro Hac Vice*)  
CA Bar No. 97420  
[philbenson@warrenbensonlaw.com](mailto:philbenson@warrenbensonlaw.com)  
WARREN ■ BENSON LAW GROUP  
620 Newport Center Dr., Suite 1100  
Newport Beach, CA 92660  
Tel: (952)955-3688; Fax: (952)955-5177

Attorneys for Qui Tam Plaintiff  
John Becker

#### CERTIFICATE OF SERVICE

I hereby certify that on this 13<sup>th</sup> day of October, 2008, I electronically filed the forgoing instrument, using the ECF system of this Court. A copy of ths instrument is being provided to all pro se parties and counsel of record either electronically or by regular United States mail, as authorized by Federal Rules of Civil Procedure 5(b)(2).

/s/ Thomas W. Mills, Jr.

THOMAS W. MILLS, JR.